

ESTTA Tracking number: **ESTTA703599**

Filing date: **10/21/2015**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

## Notice of Opposition

Notice is hereby given that the following party opposes registration of the indicated application.

### Opposer Information

Name	Vericel Corporation
Granted to Date of previous extension	10/21/2015
Address	64 Sidney Street Cambridge, MA 02139 UNITED STATES
Attorney information	Jeffrey H. Kaufman Oblon, McClelland, Maier & Neustadt, LLP 1940 Duke Street Alexandria, VA 22314 UNITED STATES tmdocket@oblon.com,jkaufman@oblon.com Phone:703-413-3000

### Applicant Information

Application No	79153787	Publication date	06/23/2015
Opposition Filing Date	10/21/2015	Opposition Period Ends	10/21/2015
International Registration No.	1220258	International Registration Date	05/08/2014
Applicant	EPINOVA BIOTECH S.r.l. Via Bovio, 6 ITALY		

### Goods/Services Affected by Opposition


Class 001. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Ingredients for cosmetic preparations and skin care preparations, namely, natural polymers used as ingredients in the manufacture of cosmetic preparations and skin care preparations; bioactive components for the stimulation of cell behavior and regeneration, namely, chemicals for industrial purposes and chemicals for use in the manufacture of cosmetic products
Class 003. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Non-medicated skin care preparations; cosmetics and cosmetic creams for skin care
Class 005. First Use: 0 First Use In Commerce: 0 All goods and services in the class are opposed, namely: Pharmaceutical preparations for skin care, for medical and veterinary purposes;pharmaceutical preparations for the treatment of wounds, ulcers, burns and lesions of the skin, for medical and veterinary purposes; creams for skin care for medical and veterinary purposes; creams for the treatment of wounds, ulcers, burns and lesions of the skin, for medical and veterinary purposes; all of the foregoing goods excluding cultured human keratino-


cyte cells for therapeutic skin graft use
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## Grounds for Opposition

Priority and likelihood of confusion	Trademark Act section 2(d)
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## Marks Cited by Opposer as Basis for Opposition

U.S. Registration No.	2369303	Application Date	07/14/1998
Registration Date	07/18/2000	Foreign Priority Date	NONE
Word Mark	EPICEL		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 042. First use: First Use: 1993/01/00 First Use In Commerce: 1993/01/00 MEDICAL SERVICES, NAMELY, CULTURING HUMAN KERATONOCYTE CELLS FOR TRANSPLANTATION AND PERMANENT WOUND COVERAGE		

U.S. Registration No.	2355743	Application Date	10/14/1997
Registration Date	06/06/2000	Foreign Priority Date	NONE
Word Mark	EPICEL		
Design Mark			
Description of Mark	NONE		
Goods/Services	Class 005. First use: First Use: 1988/07/15 First Use In Commerce: 1988/07/15 cultured human keratinocyte cells for therapeutic skin graft use		

Attachments	75518427#TMSN.png( bytes ) 75374462#TMSN.png( bytes ) Notice of Opposition.pdf(2085994 bytes )
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## Certificate of Service

The undersigned hereby certifies that a copy of this paper has been served upon all parties, at their address record by First Class Mail on this date.

Signature	/Jeffrey H. Kaufman/
Name	Jeffrey H. Kaufman
Date	10/21/2015

Attorney Docket No.: 457626US33DMS

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
**BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

VERICEL CORPORATION	)	
	)	
Opposer,	)	
	)	
v.	)	Opposition No. _____
	)	Appln. Serial No. 79/153,787
EPINOVA BIOTECH S.R.L.	)	
	)	
Applicant.	)	
	)	

The Trademark Trial and Appeal Board  
P.O. Box 1451  
Alexandria, VA 22313-1451

**NOTICE OF OPPOSITION**

VERICEL CORPORATION, a corporation duly organized and existing under the laws of Michigan, located and doing business at 64 Sidney Street, Cambridge, Massachusetts 02139 (hereinafter "Opposer"), believing that it will be damaged by registration, hereby opposes Application Serial No. 79/153,787, filed May 8, 2014, under the Trademark Act of 1946, in the name of Epinova Biotech S.r.l., published for opposition in the *Official Gazette* of June 23, 2015, for the mark EPIGEL & DESIGN.

The grounds of Opposition are as follows:

1. Opposer, VERICEL CORPORATION, is a corporation duly organized and existing under the laws of Michigan, having its principal place of business at 64 Sidney Street, Cambridge, Massachusetts 02139.

2. Prior to Applicant's claimed date of first use, Opposer engaged and is now engaged in the manufacture, distribution, sale, advertising, and promotion in interstate commerce of "medical services, namely, culturing human keratonocyte cells for transplantation and permanent wound coverage and cultured human keratinocyte cells for therapeutic skin graft use".

3. Prior to Applicant's claimed date of first use, Opposer used, and is now using Opposer's EPICEL mark (hereinafter sometimes referred to as "Opposer's Mark") in connection with "medical services, namely, culturing human keratonocyte cells for transplantation and permanent wound coverage and cultured human keratinocyte cells for therapeutic skin graft use" distributed and sold by Opposer in commerce.

4. Opposer is the owner of, and will rely herein, upon the following federal mark registration(s):

<b><u>MARK</u></b>	<b><u>REGISTRATION NO(S).</u></b>	<b><u>ISSUED</u></b>
EPICEL	2,369,303	July 18, 2000
EPICEL	2,355,743	June 6, 2000

Printed information from the TSDR electronic database of the USPTO showing the current status and title of these Registrations are attached as Exhibit A.

5. Since its initial use of the aforementioned EPICEL mark(s), Opposer has used, advertised, promoted, and offered Opposer's goods and/or services bearing the mark(s) to the public through channels of trade in commerce, with the result that members of the relevant

consuming public have come to know and recognize Opposer's Mark and associate same with Opposer and/or goods and/or services offered by Opposer. Opposer has established goodwill in connection with the sales of products and/or services under its mark.

6. Upon information and belief, on June 23, 2015, Applicant filed an application for registration of the alleged EPIGEL & DESIGN mark for "Ingredients for cosmetic preparations and skin care preparations, namely, natural polymers used as ingredients in the manufacture of cosmetic preparations and skin care preparations; bioactive components for the stimulation of cell behavior and regeneration, namely, chemicals for industrial purposes and chemicals for use in the manufacture of cosmetic products (Class 1); Non-medicated skin care preparations; cosmetics and cosmetic creams for skin care (Class 3); and Pharmaceutical preparations for skin care, for medical and veterinary purposes; pharmaceutical preparations for the treatment of wounds, ulcers, burns and lesions of the skin, for medical and veterinary purposes; creams for skin care for medical and veterinary purposes; creams for the treatment of wounds, ulcers, burns and lesions of the skin, for medical and veterinary purposes; all of the foregoing goods excluding cultured human keratinocyte cells for therapeutic skin graft use (Class 5)." Said application was assigned Serial No. 79/153,787, and was published for Opposition in the Official Gazette of June 23, 2015.

7. Applicant's EPIGEL & DESIGN mark is a simulation and colorable imitation of, and so resembles Opposer's aforesaid EPICEL mark as to be likely, when applied to the goods and/or services of Applicant, to cause confusion or mistake or to deceive the relevant consuming public resulting in damage and detriment to Opposer and its reputation, in violation of Section 2(d) of the Trademark Act, 15 U.S.C. § 1052(d).

8. Upon information and belief, Opposer and Applicant are both engaged in the sale and promotion of their respective goods and/or services through the same or related channels of trade and to the same general class of consumers.

9. Opposer, upon information and belief, avers that members of the relevant consuming public are likely to be confused, mistaken, or deceived as to the origin and sponsorship of Applicant's goods and/or services marketed under Applicant's alleged EPIGEL & DESIGN mark and misled into believing that such goods and/or services are produced by, emanate from, or are in some way associated with Opposer, to the damage and detriment of Opposer and its reputation.

10. Opposer, upon information and belief, avers that it will be damaged by the continued use and registration by Applicant of the alleged EPIGEL & DESIGN mark, as set forth in Applicant's Trademark Application Serial No. 79/153,787, in that the mark is confusingly similar to Opposer's mark and common law rights and is used in connection with goods and/or services identical and/or related to the goods and/or services offered by Opposer.

WHEREFORE, Opposer, VERICEL CORPORATION, believes and avers that it is being and will continue to be damaged by registration of the EPIGEL & DESIGN mark as aforesaid, and requests that said Application Serial No. 79/153,787 be rejected, that no registration be issued thereon to Applicant, and that this Opposition be sustained in favor of Opposer.

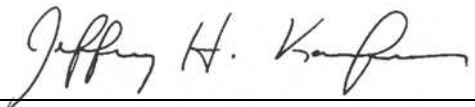
Opposer has appointed JEFFREY H. KAUFMAN, a member of the law firm of OBLON, McCLELLAND, MAIER & NEUSTADT, L.L.P., a member of the Bar of the Commonwealth of Virginia, to prosecute this opposition proceeding and to transact all business in and before the United States Patent and Trademark Office in connection herewith. Please address all correspondence to:

**Jeffrey H. Kaufman**  
OBLON, McCLELLAND,  
MAIER & NEUSTADT, L.L.P.  
1940 Duke Street  
Alexandria, Virginia 22314

We enclose our credit card payment form or check for the required filing fee for this Opposition. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 50-2014.

Respectfully submitted,

VERICEL CORPORATION

By:   
\_\_\_\_\_  
Jeffrey H. Kaufman  
OBLON, MCCLELLAND,  
MAIER & NEUSTADT, L.L.P.  
1940 Duke Street  
Alexandria, Virginia 22314  
(703) 413-3000  
fax (703) 413-2220  
e-mail: [tmddocket@oblon.com](mailto:tmddocket@oblon.com)  
Counsel for Opposer

Dated: October 21, 2015  
JHK/klk {13260398\_1.docx}



**CERTIFICATE OF SERVICE**

I hereby certify that a true copy of the foregoing **NOTICE OF OPPOSITION** was served on Counsel for Applicant as identified by the records of the U.S. Patent and Trademark Office, this 21st day of October, 2015, by sending same via First Class mail, postage prepaid, to:

Duane M. Byers  
Nixon & Vanderhye  
901 N. Glebe Road, 11th Floor  
Arlington, VIRGINIA 22203

Kim Karklucius

# Exhibit A

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Mark: EPICEL

**EPICEL**

US Serial Number: 75518427	Application Filing Date: Jul. 14, 1998
US Registration Number: 2369303	Registration Date: Jul. 18, 2000
Register: Principal	
Mark Type: Service Mark	
Status: The registration has been renewed.	
Status Date: Jan. 30, 2010	
Publication Date: Aug. 17, 1999	Notice of Allowance Date: Nov. 09, 1999

## Mark Information

Mark Literal Elements: EPICEL  
Standard Character Claim: No  
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

## Related Properties Information

Claimed Ownership of US Registrations: 2213767

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (()) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

For: MEDICAL SERVICES, NAMELY, CULTURING HUMAN KERATONOCYTE CELLS FOR TRANSPLANTATION AND PERMANENT WOUND COVERAGE

International Class(es): 042 - Primary Class	U.S Class(es): 100, 101
Class Status: ACTIVE	
Basis: 1(a)	
First Use: Jan. 1993	Use in Commerce: Jan. 1993

## Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

## Current Owner(s) Information

Owner Name: VERICEL CORPORATION	
Owner Address: 64 SIDNEY STREET CAMBRIDGE, MASSACHUSETTS 02139 UNITED STATES	
Legal Entity Type: CORPORATION	State or Country Where Organized: MICHIGAN

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Jeffrey H. Kaufman	
Attorney Primary Email: <a href="mailto:tmddocket@oblon.com">tmddocket@oblon.com</a>	Attorney Email: Yes

Address:

Authorized:

**Correspondent**

**Correspondent Name/Address:** Jeffrey H. Kaufman  
Oblon, Spivak, McClelland, Maier & Neustadt, LLP  
1940 Duke Street  
Alexandria, VIRGINIA 22314  
UNITED STATES

Phone: 703-413-3000

Fax: 703-413-2220

Correspondent e-mail: [tmddocket@oblon.com](mailto:tmddocket@oblon.com)Correspondent e-mail Yes  
Authorized:**Domestic Representative - Not Found****Prosecution History**

Date	Description	Proceeding Number
Jan. 14, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jan. 07, 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Jan. 07, 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Oct. 01, 2014	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jan. 30, 2010	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	68973
Jan. 30, 2010	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Jan. 30, 2010	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	68973
Jan. 27, 2010	TEAS SECTION 8 & 9 RECEIVED	
Jul. 05, 2006	CASE FILE IN TICRS	
Nov. 23, 2005	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Oct. 19, 2005	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	60132
Oct. 17, 2005	ASSIGNED TO PARALEGAL	60132
Jul. 18, 2005	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jul. 18, 2005	TEAS SECTION 8 & 15 RECEIVED	
May 21, 2004	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jul. 18, 2000	REGISTERED-PRINCIPAL REGISTER	
May 11, 2000	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
May 10, 2000	ASSIGNED TO EXAMINER	76636
Feb. 24, 2000	STATEMENT OF USE PROCESSING COMPLETE	
Feb. 24, 2000	USE AMENDMENT FILED	
Nov. 09, 1999	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Aug. 17, 1999	PUBLISHED FOR OPPOSITION	
Jul. 16, 1999	NOTICE OF PUBLICATION	
Apr. 22, 1999	APPROVED FOR PUB - PRINCIPAL REGISTER	
Apr. 07, 1999	EXAMINER'S AMENDMENT MAILED	
Mar. 24, 1999	ASSIGNED TO EXAMINER	76636

**Maintenance Filings or Post Registration Information**

**Affidavit of Continued Use:** Section 8 - Accepted

**Affidavit of Incontestability:** Section 15 - Accepted

**Renewal Date:** Jul. 18, 2010

**TM Staff and Location Information****TM Staff Information - None****File Location**

Current Location: GENERIC WEB UPDATE

Date in Location: Jan. 30, 2010

**Assignment Abstract Of Title Information**

**Summary**

Total Assignments: 2

Registrant: GENZYME CORPORATION

**Assignment 1 of 2**

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5368/0481](#)

Pages: 20

Date Recorded: Sep. 24, 2014

Supporting Documents: [assignment-tm-5368-0481.pdf](#)**Assignor**Name: [GENZYME CORPORATION](#)

Execution Date: May 30, 2014

Legal Entity Type: CORPORATION

State or Country Where  
Organized: MASSACHUSETTS**Assignee**Name: [AASTROM BIOSCIENCES, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where  
Organized: MICHIGANAddress: 24 FRANK LLOYD WRITE DRIVE  
DOMINO'S FARMS, LOBBY K  
ANN ARBOR, MICHIGAN 48105**Correspondent**

Correspondent Name: RYAN E. THOMAS

Correspondent Address: GOODWIN PROCTER LLP  
EXCHANGE PLACE, 53 STATE STREET  
BOSTON, MA 02109**Domestic Representative - Not Found****Assignment 2 of 2**

Conveyance: CHANGE OF NAME

Reel/Frame: [5436/0100](#)

Pages: 3

Date Recorded: Jan. 07, 2015

Supporting Documents: [assignment-tm-5436-0100.pdf](#)**Assignor**Name: [AASTROM BIOSCIENCES, INC.](#)

Execution Date: Nov. 21, 2014

Legal Entity Type: CORPORATION

State or Country Where  
Organized: MICHIGAN**Assignee**Name: [VERICEL CORPORATION](#)

Legal Entity Type: CORPORATION

State or Country Where  
Organized: MICHIGANAddress: 64 SIDNEY STREET  
CAMBRIDGE, MASSACHUSETTS 02139**Correspondent**

Correspondent Name: JEFFREY H. KAUFMAN

Correspondent Address: 1940 DUKE STREET  
ALEXANDRIA, VA 22314**Domestic Representative - Not Found**

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Mark: EPICEL

**EPICEL**

US Serial Number: 75374462      Application Filing Date: Oct. 14, 1997  
US Registration Number: 2355743      Registration Date: Jun. 06, 2000  
Register: Principal  
Mark Type: Trademark  
Status: The registration has been renewed.  
Status Date: Feb. 02, 2010  
Publication Date: Sep. 01, 1998      Notice of Allowance Date: Nov. 24, 1998

## Mark Information

Mark Literal Elements: EPICEL  
Standard Character Claim: No  
Mark Drawing Type: 1 - TYPESET WORD(S) /LETTER(S) /NUMBER(S)

## Goods and Services

Note: The following symbols indicate that the registrant/owner has amended the goods/services:

- Brackets [...] indicate deleted goods/services;
- Double parenthesis (..) identify any goods/services not claimed in a Section 15 affidavit of incontestability; and
- Asterisks \*..\* identify additional (new) wording in the goods/services.

For: cultured human keratinocyte cells for therapeutic skin graft use

International Class(es): 005 - Primary Class

U.S Class(es): 006, 018, 044, 046, 051, 052

Class Status: ACTIVE

Basis: 1(a)

First Use: Jul. 15, 1988

Use in Commerce: Jul. 15, 1988

## Basis Information (Case Level)

Filed Use: No	Currently Use: Yes	Amended Use: No
Filed ITU: Yes	Currently ITU: No	Amended ITU: No
Filed 44D: No	Currently 44D: No	Amended 44D: No
Filed 44E: No	Currently 44E: No	Amended 44E: No
Filed 66A: No	Currently 66A: No	
Filed No Basis: No	Currently No Basis: No	

## Current Owner(s) Information

Owner Name: VERICEL CORPORATION  
Owner Address: 64 SIDNEY STREET  
CAMBRIDGE, MASSACHUSETTS 02139  
UNITED STATES  
Legal Entity Type: CORPORATION      State or Country Where Organized: MICHIGAN

## Attorney/Correspondence Information

### Attorney of Record

Attorney Name: Jeffrey H. Kaufman  
Attorney Primary Email Address: [tmddocket@oblon.com](mailto:tmddocket@oblon.com)      Attorney Email Authorized: Yes

### Correspondent

Correspondent Name/Address: Jeffrey H. Kaufman  
Oblon, Spivak, McClelland, Maier & Neustadt, LLP  
1940 Duke Street  
Alexandria, VIRGINIA 22314

UNITED STATES

Phone: 703-413-3000

Fax: 703-413-2220

Correspondent e-mail: [tmddocket@oblon.com](mailto:tmddocket@oblon.com)

Correspondent e-mail Yes  
Authorized:

Domestic Representative - Not Found

## Prosecution History

Date	Description	Proceeding Number
Jan. 14, 2015	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Jan. 07, 2015	ATTORNEY REVOKED AND/OR APPOINTED	
Jan. 07, 2015	TEAS REVOKE/APPOINT ATTORNEY RECEIVED	
Oct. 01, 2014	AUTOMATIC UPDATE OF ASSIGNMENT OF OWNERSHIP	
Feb. 02, 2010	REGISTERED AND RENEWED (FIRST RENEWAL - 10 YRS)	67723
Feb. 02, 2010	REGISTERED - SEC. 8 (10-YR) ACCEPTED/SEC. 9 GRANTED	
Feb. 01, 2010	CASE ASSIGNED TO POST REGISTRATION PARALEGAL	67723
Jan. 27, 2010	TEAS SECTION 8 & 9 RECEIVED	
Jun. 29, 2005	REGISTERED - SEC. 8 (6-YR) ACCEPTED & SEC. 15 ACK.	
Jun. 06, 2005	REGISTERED - SEC. 8 (6-YR) & SEC. 15 FILED	
Jun. 06, 2005	TEAS SECTION 8 & 15 RECEIVED	
May 21, 2004	TEAS CHANGE OF CORRESPONDENCE RECEIVED	
Jun. 06, 2000	REGISTERED-PRINCIPAL REGISTER	
Mar. 23, 2000	ALLOWED PRINCIPAL REGISTER - SOU ACCEPTED	
Mar. 15, 2000	ASSIGNED TO EXAMINER	69965
Jan. 11, 2000	CORRESPONDENCE RECEIVED IN LAW OFFICE	
Aug. 19, 1999	NON-FINAL ACTION MAILED	
Aug. 13, 1999	STATEMENT OF USE PROCESSING COMPLETE	
May 21, 1999	USE AMENDMENT FILED	
Aug. 11, 1999	REINSTATED	
Jul. 17, 1999	ABANDONMENT - NO USE STATEMENT FILED	
Nov. 24, 1998	NOA MAILED - SOU REQUIRED FROM APPLICANT	
Sep. 01, 1998	PUBLISHED FOR OPPOSITION	
Jul. 31, 1998	NOTICE OF PUBLICATION	
Jun. 17, 1998	APPROVED FOR PUB - PRINCIPAL REGISTER	
Jun. 11, 1998	EXAMINER'S AMENDMENT MAILED	
Jun. 08, 1998	ASSIGNED TO EXAMINER	72149
Jun. 07, 1998	ASSIGNED TO EXAMINER	71994

## Maintenance Filings or Post Registration Information

Affidavit of Continued Use: Section 8 - Accepted

Affidavit of Incontestability: Section 15 - Accepted

Renewal Date: Jun. 06, 2010

## TM Staff and Location Information

TM Staff Information - None

File Location

Current Location: GENERIC WEB UPDATE

Date in Location: Feb. 02, 2010

## Assignment Abstract Of Title Information

Summary

Total Assignments: 2

Registrant: Genzyme Corporation

### Assignment 1 of 2

Conveyance: ASSIGNS THE ENTIRE INTEREST

Reel/Frame: [5368/0481](#)

Pages: 20

Date Recorded: Sep. 24, 2014

Supporting Documents: [assignment-tm-5368-0481.pdf](#)

#### Assignor

Name: [GENZYME CORPORATION](#)

Execution Date: May 30, 2014

Legal Entity Type: CORPORATION

State or Country Where  
Organized: MASSACHUSETTS

#### Assignee

Name: [AASTROM BIOSCIENCES, INC.](#)

Legal Entity Type: CORPORATION

State or Country Where  
Organized: MICHIGAN

Address: 24 FRANK LLOYD WRITE DRIVE  
DOMINO'S FARMS, LOBBY K  
ANN ARBOR, MICHIGAN 48105

#### Correspondent

Correspondent Name: RYAN E. THOMAS

Correspondent Address: GOODWIN PROCTER LLP  
EXCHANGE PLACE, 53 STATE STREET  
BOSTON, MA 02109

#### Domestic Representative - Not Found

### Assignment 2 of 2

Conveyance: CHANGE OF NAME

Reel/Frame: [5436/0100](#)

Pages: 3

Date Recorded: Jan. 07, 2015

Supporting Documents: [assignment-tm-5436-0100.pdf](#)

#### Assignor

Name: [AASTROM BIOSCIENCES, INC.](#)

Execution Date: Nov. 21, 2014

Legal Entity Type: CORPORATION

State or Country Where  
Organized: MICHIGAN

#### Assignee

Name: [VERICEL CORPORATION](#)

Legal Entity Type: CORPORATION

State or Country Where  
Organized: MICHIGAN

Address: 64 SIDNEY STREET  
CAMBRIDGE, MASSACHUSETTS 02139

#### Correspondent

Correspondent Name: JEFFREY H. KAUFMAN

Correspondent Address: 1940 DUKE STREET  
ALEXANDRIA, VA 22314

#### Domestic Representative - Not Found